

5/015/076

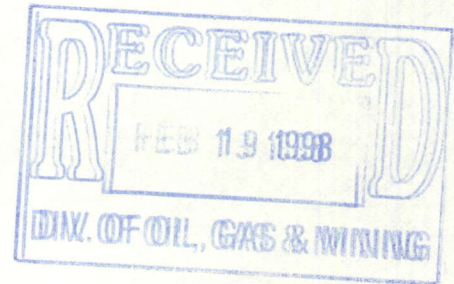
LAW OFFICES OF
VAN COTT, BAGLEY, CORNWALL & McCARTHY
A PROFESSIONAL CORPORATION
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February 19, 1998



State of Utah
Department of Natural Resources
Division of Oil, Gas and Mining
1594 West North Temple Suite 1210
Salt Lake City, UT 84102

Re: Freemont Corporation Notice of Intent to
Commence Small Mining Operations

Dear Division of Oil, Gas and Mining:

Our client, Freemont Corporation, hereby submits its enclosed Notice of Intent to Commence a Small Mining Operation (NOI) pursuant to the terms of R647-3-101, et seq., Amended and New Rules Minerals Reclamation Program (Revised October 23, 1996). Also submitted with the enclosed NOI are the following attachments:

- Exhibit "A" - USGS 7.5 Series Mesa Butte Quad map
- Exhibit "B" - Certified Survey
- Exhibit "C" - Mining Plan

The proposed small mining operation is located on lands owned by the State Institutional Trust Lands Administration ("SITLA"). A copy of this NOI and a separate NOI conforming to SITLA's rules are being filed with that agency.

If you have questions or require further information, please contact William E. Sellier of Freemont Corporation, in St. George, Utah, at (435) 634-0309, ext. 129.

Very truly yours,

H. Michael Keller

HMK/ch

Enclosures

cc: Freemont Corporation
Donald J. Winder, Esq.
Tamara K. Prince, Esq.

Assigned DOGM File No.: S 1015/076

DOGM Lead: HAG

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

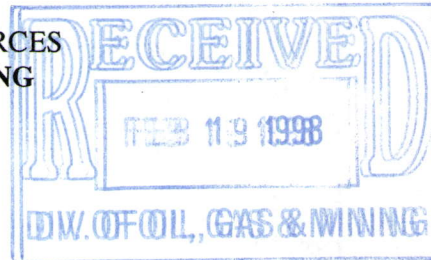
1594 West North Temple Suite 1210

Box 145801

Salt Lake City, Utah 84114-5801

(801) 538-5291

Fax: (801) 359-3940



NOTICE OF INTENTION TO COMMENCE SMALL MINING OPERATIONS

The informational requirements of this form are based on provisions of the Mined Land Reclamation Act, Title 40-8, Utah Code Annotated 1987, and the General Rules as promulgated under the Utah Minerals Regulatory Program.

"Small Mining Operations" means mining operations which disturb five or less surface acres at any given time.

* * * * *

I. GENERAL INFORMATION (Rule R647-3-104)

1. Name of Mine: T.J. Clark Mine
2. Name of Operator/Applicant: Freemont Corporation
Company (X) Corporation () Partnership () Individual ()
3. Permanent Address: P.O. Box 658
City: St. George State: UT Zip Code: 84771
Telephone Number: (435) 634-0309

4. Ownership of Land Surface:

Private (Fee) ☐ Public Domain (BLM) ☐ National Forest (USFS) ☐

State Trust Land/School Sections ☒ State Sovereign Lands ☐

Other (please describe):

Grazing Permit GP 22186 - Robert E. Anderson

Name_____ Address_____

Name _____ Address _____

Name _____ Address _____

[illegible]

5. Ownership of Minerals:Private (Fee) ☐ Public Domain (BLM) ☐ National Forest (USFS) ☐State Trust Land/School Sections ☒ State Sovereign Lands ☐

Other (please describe): _____

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

Name _____ Address _____

Utah Mining Claim Number(s): _____

Utah State Lease Number(s): ML 43260; ML 42844; ML 42844-A; ML 45717
ML 47532Name of Lessee(s) Freemont Corporation; Miracle Rock Mining & Research
The Rockland Corporation; The Rockland Corporation; Thomas J. and

6. Have the above surface and mineral owners been notified in writing?

Lia M. Clark

Yes X No _____

If no, why not? _____

Please be advised that if State Trust Lands are involved, notification to the Division of Oil, Gas and Mining alone does not satisfy the notification requirements of Mineral Leases upon State Trust Lands. Exploration or mining activity on State Trust Lands requires a minimum of 60 days notice to the Trust Lands Administration prior to commencing any activities. Please contact the School Institutional Trust Lands Administration (SITLA) at (801) 538-5508 for notification requirements.

7. Does the operator have legal right to enter and conduct mining operations on the land covered by this notice? Yes X No _____II. PROJECT LOCATION & MAP (Rule R647-3-105)

1. Project Location (legal description):

County(ies): Emery

Lots 1, 2, 3, 4 and
1/4, of SW 1/4, of NE 1/4: Section: 2 Township: 23S Range: 6E
1/4, of SE 1/4, of SW 1/4: Section: _____ Township: _____ Range: _____
1/4, of _____ 1/4, of SE 1/4: Section: _____ Township: _____ Range: _____

2. A topographic base map showing the location of the proposed small mining operation must be submitted with this notice. A USGS 7.5 minute series map is preferred. The areas to be disturbed should be plotted in sufficient detail so that they can be located on the ground. It is recommended that the operator also plot and label any pre-existing disturbances in the immediate vicinity that he is not responsible for.

See attached Exhibits "A" and "B"

III. OPERATION PLAN (Rule R647-3-106)

1. Type of mining: Surface ☐ **Underground** ☐
 2. Mineral(s) to be mined: trace metalliferous minerals
 3. Provide a brief description of the proposed mining operation and onsite processing facilities. See attached Exhibit "C"

- ☐ New Road(s): Length _____ (ft) Width _____ (ft)
- ☒ Improved Road(s): Length approx. 600 (ft) Width approx. 20 (ft)
- Total project surface acreage to be disturbed: 1 (acres)
- Proposed startup date of project (month, year) July, 1998
- Proposed completion date of project, if known (month, year) Unknown

IV. OPERATION AND RECLAMATION PRACTICES (Rule R647-3-107, 108 & 109)

The reclamation and operation obligation is to keep the area clean and safe, minimize hazards to public safety, return the land to a useful condition, and reestablish at least 70 percent of the premining vegetative ground cover. To accomplish this, the operator will need to perform reclamation concurrently, or at the completion (within one (1) year) of mining:

1. Keep the mining operation in a safe, clean, and environmentally stable condition.
2. Permanently seal all shafts and tunnels to prevent unauthorized or accidental entry.
3. Plug drill holes with a five foot cement surface plug. Holes that encounter fluids are to be plugged in the subsurface to prevent aquifer contamination.
4. Construct berms, fences, or barriers, when needed, above highwalls and excavations.
5. Remove, isolate, or neutralize all toxic materials in a manner compatible with federal and state regulations.
6. Remove all waste or debris from stream channels.
7. Dispose of any trash, scrap metal, wood, machinery, and buildings.
8. Conduct mining activities so as to minimize erosion and control sediment.

9. Reclaim all roads that are not part of a permanent transportation system.
10. Stockpile topsoil and suitable overburden prior to mining.
11. Stabilize highwalls by backfilling or rounding to 45 degrees or less, where feasible; reshape the land to near its original contour, and redistribute the topsoil and suitable overburden.
12. Properly prepare seedbed to a depth of six inches by ripping, discing, or harrowing.
13. Reseed disturbed areas with adaptable species. (The Division recommends seeding 20 lbs./acre of native and introduced species of grass, forb, and browse seed, and will provide a specific species list if requested.)
14. Plant the seed with a rangeland or farm drill, or if broadcast seeded, harrow or rake the seed 1/4-1/2 inch into the soil - fall is the preferred time to seed.

V. VARIANCE REQUEST (Rule R647-3-110)

Yes ☐ No ☒

Any planned deviations from Rules R647-3-107, Operation Practices, R647-3-108, Hole Plugging Requirements, or R647-3-109, Reclamation Practices, as summarized above, should be identified below and justification given for the variance request(s).

<u>Item Number</u>	<u>Variance Request Justification</u>
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<hr/>	<hr/>
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VI. SIGNATURE REQUIREMENT

I hereby commit to conduct mining operations and to reclaim the aforementioned small mine as required by the Utah Mined Land Reclamation Act (40-8) and the rules as specified by the Board of Oil, Gas and Mining.

Signature of Operator/Applicant:



Name (typed or printed):

Thomas J. Clark

Title/Position (if applicable):

President

Date:

February 18, 1998